

St. Louis City Ordinance 64975

FLOOR SUBSTITUTE
BOARD BILL NO. [00] 74

INTRODUCED BY ALDERMAN JAMES SHREWSBURY, CRAIG SCHMID,
DANIEL KIRNER

An ordinance repealing Ordinance 64864, approved on February 4, 2000, pertaining to employees of food service establishments; requiring the permit holder to verify a certification of immunization for the Hepatitis A virus from certain employees of such food service establishment within thirty (30) days after the commencement of such employee's employment with the permit holder; prohibiting any person from accepting employment with a food service establishment for a position involving the preparation, display or service of food for more than thirty (30) days in any one-year period unless such person shall have complied with the requirements set forth herein for Hepatitis A vaccination; containing exceptions and an effective date.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE: Ordinance 64864, approved on February 4, 2000, is hereby repealed and the following language is adopted in lieu thereof:

SECTION TWO. Every holder of a permit for a food service establishment, as defined in Title 11 of the Revised Code of the City of St. Louis, shall verify a certificate of immunization, from a health care provider, for the Hepatitis A virus from every employee assigned to the preparation, display or service of food for such food service establishment within thirty (30) days after the commencement of such employee's employment with the permit holder, unless such employee objects to vaccination because of a religious belief or provides a statement from a health care provider that he or she:

- (a) is immune from the Hepatitis A virus; or
- (b) is pregnant; or
- (c) is allergic to the Hepatitis A vaccine.

SECTION THREE: The permit holder shall maintain a copy of the certificate of immunization for the Hepatitis A virus, or other documents as provided for in Section One of this ordinance, for each designated employee throughout the period of such person's employment and for a period of six months (6) following the termination of such employment and shall make such copies available for inspection by inspectors for the Health Department of the City of St. Louis or the State of Missouri upon request.

SECTION FOUR: A certificate of immunization as required by Section One shall be sufficient for purposes of this ordinance if it certifies that the person has received the initial vaccination for the Hepatitis A virus within the previous six (6) months, so long as such person provides the permit holder with a certification of the required booster shot within one year of the date of the original vaccination.

SECTION FIVE: Failure on the part of the permit holder to

- (a) verify a certificate of immunization for the Hepatitis A virus from every employee assigned to the preparation, display or service of food for such food service establishment; or

- (b) maintain a copy of the certificate of immunization for the Hepatitis A virus, or other documents as provided for in Section One of this ordinance, for each designated employee throughout the period of such person's employment and for a period of six (6) months following the termination of such employment; or

- (c) make copies of such certificates of immunization, or other documents as provided for in Section One of this ordinance, available for inspection by inspectors for the Health Department of the City of St. Louis or the State of Missouri, shall constitute a violation of this ordinance and a hazard to public health. The Health Commissioner is authorized to suspend or revoke the food service establishment permit of any permit holder found in violation of the provisions of this ordinance as provided by law.

SECTION SIX. No person shall accept employment with a food service establishment for a position involving the preparation, display or service of food for more than thirty (30) days in any one-year period unless such person shall have complied with the requirements set forth herein for Hepatitis A vaccination. Every person found guilty of a violation of this section shall be subject to a fine of not more than Five Hundred Dollars (\$500) or imprisonment for not more than Ninety (90) days or both fine and imprisonment.

SECTION SEVEN: The provisions of Section One shall not apply to the holder of a permit for a temporary food service establishment as defined in Title 11 of the Revised Code of the City of St. Louis or to any person who provides services for the holder of a food service permit as a volunteer.

SECTION EIGHT. Twelve (12) months from the effective date of this ordinance, the Health Commissioner shall file a report with the Clerk of the Board of Aldermen regarding the implementation, enforcement, and effectiveness of the provisions of this Ordinance. Such report shall contain recommendations, if any, for modifications to this ordinance which are determined to be in the best interest of public health and safety. Such recommendations may be adopted by the Board of Aldermen by ordinance.

SECTION NINE: This ordinance shall take effect six (6) months after the date of enactment.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
06/02/00	06/02/00	H&H		
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
06/23/00			06/30/00	06/30/00
ORDINANCE	VETOED	VETO OVR	SIGNED BY MAYOR	
64975			07/17/00	